# PUBLIC SESSION MINUTES North Carolina State Board of CPA Examiners January 28, 2019 1101 Oberlin Road Raleigh, NC 27605

**MEMBERS ATTENDING:** L. Samuel Williams, Jr., CPA; President; Jeffrey J. Truitt, Esq., Vice President; Arthur M. Winstead, Jr., CPA, Secretary-Treasurer; Justin C. Burgess; Wm. Hunter Cook, CPA; Gary R. Massey, CPA; and Michael S. Massey, CPA.

**STAFF ATTENDING:** Robert N. Brooks, Executive Director; David R. Nance, CPA, Deputy Director; Frank Trainor, Esq., Staff Attorney; Lisa R. Hearne, Communications Officer; Jean Marie Small, Professional Standards Specialist; Buck Winslow; Licensing Manager; and Noel L. Allen, Esq., Legal Counsel.

**GUESTS:** Sharon Bryson, CEO, NCACPA; Mark Soticheck, CPA, COO, NCACPA; Dr. Scott Showalter, CPA, Chair, NCACPA; Etim Jeremiah Udoh; Carnell Johnson, Esq., and Sgt. J.A. Stokes, Raleigh Police Department.

**CALL TO ORDER:** President Williams called the meeting to order at 10:00 a.m.

PUBLIC HEARING: President Williams called the Public Hearing to order to hear Case No. C2018380 - Etim Jeremiah Udoh, NC CPA Certificate No. 29680. Mr. Udoh was present at the Hearing and was represented by Carnell Johnson, Esq. Mr. Udoh was sworn in and presented testimony. Messrs. Truitt and Winstead moved to enter Closed Session to discuss the case without the Executive Staff or the Staff Attorney present, but with Noel L. Allen, Esq., Legal Counsel, present. Motion passed. Upon re-entering the Hearing, Messrs. Cook and Truitt moved to approve Mr. Udoh's application for Modification of Discipline. Prior to submission of his application for the reissuance of his certificate, he shall complete twenty-four (24) hours of CPE in income tax (Appendix I). Motion passed with seven (7) affirmative votes and zero (0) negative votes. The Public Hearing is a matter of public record.

**MINUTES:** The minutes of the December 17, 2018, meeting were approved as submitted.

**FINANCIAL AND BUDGETARY ITEMS:** The December 2018 financial statements were accepted as submitted.

**LEGISLATIVE AND RULE-MAKING ITEMS:** Mr. Brooks reminded the Board of the upcoming February 18, 2019, rule-making hearing on 21 NCAC 08F .0105.

**NATIONAL ORGANIZATION ITEMS:** Messrs. Cook and Truitt moved to approve the draft response of the Board to Exposure Draft of the Uniform Accountancy Act (UAA) Rule 5-7, *Retake and Granting of Credit Requirements*. Motion passed.

**STATE AND LOCAL ORGANIZATION ITEMS:** Mr. Cook provided an update on the status of the work by the Joint Task Force on CPE.

**REPORT OF THE PROFESSIONAL STANDARDS COMMITTEE:** Mr. Winstead moved and the Board approved the following recommendations of the Committee:

<u>Case No. C2018385 - Jonathan A. Bennett, CPA</u> - Approve the signed Consent Order (Appendix II)

<u>Case #C2018388 - Linda A. Skarzynski - Approve the signed Consent Order</u> (Appendix (III)

<u>Case Nos. C2017220-1 and C2017220-2 - Maxton C. McDowell and Maxton C. McDowell,</u> <u>CPA</u> – Approve a Notice of Hearing for May 23, 2019, at 10:00 a.m.

Case Nos. C2017216-1 and C2017216-2 - Close the case without prejudice.

Case No. C2018360 - Close the case without prejudice.

**REPORT OF THE PROFESSIONAL EDUCATION AND APPLICATIONS COMMITTEE:** Mr. M. Massey moved and the Board approved the following recommendations of the Committee:

**Transfer of Grades Applications -** The Committee recommended that the Board approve the following:

Evgenia Borodikhina Nathan Roberts Hales Yao Lu

Michael John Olynick

Nicole Marie Palma

Laura Emily Ritter Joseph Edward Scott

Alison Taylor Storie

Susan Tran

Caitlin Elizabeth White

**Original Certificate Applications -** The Committee recommended that the Board approve the following:

Erin Elizabeth Alexander Brook Elizabeth Anderson Jack L. Anderson Alexander Cole Bacon

William Page Barnes, III William Morgan Barr Kara Joy Biroldi Evgenia Borodikhina Cameron Bowen

Peter Richard Bremhorst Kristin Marie Brigman Zachary Ronald Bruns Brian Alston Carman

Sarah Williams Casstevens

Miranda Lynn Clarke Adam Parker Clayton Lauren Heather Collins Jonathon Chase Cox Abigail Sarah Durham Ruben Henry Garratt John Paul Given, III Haley Anne Good Tristan Gales Goss

David Crispin Graybeal Jill Chandler Green Barry Mark Griffith, Jr. Nathan Roberts Hales Leslie Abigail Hamilton

Xiaofeng Han

Austin Richard Harris Cherie Anna Harrison Tyler Nicholas Hartman Allie Michelle Hobgood

Carlie Cunningham Holzmeister

Joseph Scott Holzmeister Kevin Edward James Mitchell Garrett Johnson Zachery Henderson Jones

Paul Sun Jin Kim David Andrew Kirk

Christopher David Kishbaugh

Anne Tyler Knollmann
Hannah Ashton Krainiak
Victoria Leigh Lacivita
Jordan Marie Lane
Gina Renee Lawrence
Hannah Mueller Leahy
Sydney Jordan Lee
Keila Marie Leverette
Savannah Liberato
Allison Mae Lizotte

Cameron Neil Losser Hayley Catherine Lower

Yao Lu Seona Mafe

Daryl Kayla Mapson Anna Catherine Martin Kane Furman Mason Claire Riley Mathias Ian Andrew McKee

Alexander Devitt McLarnon Ryan David McMahon Manoj Mirchandani Nathan Grant Morris

Taylor Brooke Murphy Nader Chaoukat Nasrallah

Michael John Olynick Nicole Marie Palma Nilisha Hemang Patel

Christopher Andrew Patterson

London Steele Paulson
Kaitlyn Marie Porter
Austin Phillip Powell
James Hunter Powell
Benjamin Dean Richter
Laura Emily Ritter
Jack Foster Robertson
William Clarence Ross, III
Reyna Nicole Sawyer
Joseph Edward Scott
Dayln Jordan Shelton
Michael Dwayne Shortall

Travis Alan Sirois
Brie Elizabeth Sisak
Andrew Mark Smith
Jocelyn Wishart Smith
Robert Adam Stephenson
Carter Blaine Stinman
Anna Elizabeth Stone
Alison Taylor Storie

Valeriy Olegovich Sviderskiy

Wesley Sweigart

Sarah Marie Sullivan

Zachary David Thomas

Peter Justin Tomasiello Susan Tran Olivia Ardis Turnbull Nancy Wang Jared Evan Weber Kaitlyn Rose Whalen William Jonathan Whitacre, IV Caitlin Elizabeth White Raenie Young Woo Tyler Christopher Wooten

Staff reviewed and recommended approval of the original application submitted by Daniel Robert Lewis. Mr. Lewis failed to disclose pertinent information with his Exam application but provided it with his certificate application. Staff recommended approval of the application with a one-year probationary period. The Committee recommended that the Board approve staff recommendation.

Staff reviewed and recommended approval of the original application submitted by Margaret Tidwell Puckett. Ms. Puckett to disclose pertinent information with her Exam application but provided it with her certificate application. Staff recommended approval of the application with a one-year probationary period. The Committee recommended that the Board approve staff recommendation.

Staff reviewed and recommended approval of the original application submitted by Allison Janee Schill. Ms. Schill to disclose pertinent information with her Exam application but provided it with her certificate application. Staff recommended approval of the application with a one-year probationary period. The Committee recommended that the Board approve staff recommendation.

Staff reviewed and recommended approval of the original application submitted by Samuel James Young. Mr. Young failed to disclose pertinent information with his Exam application but provided it with his certificate application. Staff recommended approval of the application with a one-year probationary period. The Committee recommended that the Board approve staff recommendation.

The Committee recommended that the Board disapprove a hypothetical original application.

**Reciprocal Certificate Applications -** The Committee recommended that the Board approve the following:

Charles Wescott Andrews
Stephen James Beach
Stephen Bradley Bruette
Braden Michael Call
Keith DeCroix
Mohammed Abdelkader Elbakrawy
Kevin Wayne Ellefson

Katelyn Nicole Epperson Matthew R. Getzoff Shalil Prendes Giannone Jennifer Rose Hannah Mitchell Harra Sarah Worster Harrison Barney David Holtzman Andrew Brian Jackel Frank Lambertus, III Sarah Ann Larson John Joseph Lauchert Pablo Lizarazo Andrew Wesley Malone Bruce Fric Manes

Andrew Wesley Malone Bruce Eric Manes Kelly Alexandra McCarter Kenneth Michael McNees

Jyoti Mehta

Cara Jo Murbach Ryan Bridges Poage Thomas Glenn Post Connor Louis Randel

Zhi Ren

Melanie Anne Schmidt David Stuart Tingley John Thomas Whelehan

Laurence Oliver Woolhiser, Jr.

The Committee recommended that the Board approve a reciprocal application submitted by Paul Michael Soyk.

**Temporary Permits** - The Committee recommended that the Board approve the following temporary permits that were approved by the Executive Director:

Glenn Michael Burdi, T10750 Samuel Andrew Herbert, T10751 Kelvin Michael Anthony, T10752 Andrew Carl Dagen, T10753 Amalia Esther Neco Valle, T10754 Shalimar Alicia Sarriera, T10755 Anthony Wayne Denlinger, T10756 Yijin Bao, T10757 Jyoti Mehta, T10758 Jennifer Kay Gathright, T10759

Marisa Christina Gast, T10760 James Reid Brown, T10761 Seong Woon Mo, T10762 John Kevin Sullivan, T10763 Sarah Ann Larson, T10764 Kade Sheldon McNaughton, T10765 Stephanie Melissa Leslie, T10766 Jaclyn Nicole Distler, T10767 Barney David Holtzman, T10768

Reinstatements - The Committee recommended that the Board approve the following:

David McLeod Boggs, #30573 Jennifer Lynn Buller, #30171 Dorothy Kennedy, #19650 Antoinyce Evangeline Mathis, #39416

Kimberly Grider Pittman, #21740 Ewa Aleksandra Pszenny, #34618 Victoria M. Sumbs, #37834

Stephanie Elliott Yefimov, #29388

**Reissuance of New Certificate** - The Committee recommended that the Board approve the reissuance application submitted by Mary Anita Jones, #16848.

**Reissuance of New Certificate and Consent Agreement -** The Committee recommended that the Board approve the application for reissuance of new certificate and consent agreement submitted by Taylor Michael Fairman, #29047.

**Firm Registrations** - The Committee recommended that the Board approve the following professional corporations, professional limited liability companies, and limited liability partnerships that were approved by the Executive Director:

Sweta Patel Adkin CPA PLLC Kenya D. Borders, CPA, PLLC James S. Ogburn, CPA, PLLC Michael Phillips, CPA, P.C. Don Schroeder, CPA PLLC

**Extension Requests -** The Committee recommended that the Board approve the following individuals for extension for completion of CPE until the dates noted:

Gale Eugene Blackburn, #22658 – 6/30/19 Tammy Lamb Delk, #27241 – 6/30/19 Ashley Griffin Hamm, #38217 – 6/30/19 Ronald E. Miller, #7747 – 6/30/19 Michael J. Myrick, #12416 – 6/30/19 William Henry Porterfield, #13526 – 6/30/19 William Francis Retallick, #7984 – 6/30/19

The Committee recommended that the Board disapprove the following individuals for extension for completion of CPE:

Stephanie Lynne Duffy, #30965 Asha Guta, #37067

**Examinations -**The Committee recommended that the Board approve the following staff-approved applicants to sit for the Uniform CPA Examination:

Corey Adams
Roger Ahlquist
William Alexander
Christine Allen
Cathryn Anderson
Colby Anderson
Deborah Anderson
Jack Archibald
John Armstrong
Tyler Augat
Scott Baeuerle
Erika Baker
Jonathan Barwick

Anthony Bechtel

Robert Bett

Travis Blackmon Donald Blackwell Megan Blakley Megan Bobbitt Kari Bohning Natalie Bolick Christopher Bonavita

Magdalena Bowen

Jessica Boyd

Gabriel Branscomb Ashley Brightbill Shannan Brooks Connor Buker Wendy Burnes Olivia Butler Joshua Capps George Carter Meghan Cashin Christopher Caswell

Mary Cates

Marina Chaconas Munish Chadha Maria Chen Truth Chou

Marlon Clair Sharp Nicholas Clark Rashaad Clavon Tabitha Clement Robert Cochrane Kimberly Cofer Kevin Collins

Derek Conlon
Alexandra Consiglio
Manasa Cooper
Phillip Cordeiro
Corey Crabtree
Alexis Credle
Tanesha Crewes
Stefan Davies
Christopher Davis

Christianne De La Cruz

Donald Dawson

Matthew De May Daniel DiLeone Mai-Lynne Dinkins Paige Domhoff Kerianne Doran Katherine Doyle Lillian DuBlina

Carol Duggins-Sterling

Cameron Duncan Jessica Dupree Jessica Earles

Elizabeth Eisenrauch Connie Everhart Marcel Fahrenholz

Sean Feeley Paul Feisal Chelsea Forman
David Freeman
Hailey Fretwell
Amanda Gadd
Monica Gao
Taylor Garland
Sarah Gasperson
Anna Gates

Anna Gates
Gregory Gehsmann
William Gibbons
Brett Gibson
Jenna Goodall
Kelly Goodfellow
Ashley Gorman
Valerie Greene
Robert Gregar
Erin Grigg
Cynthia Grose
Rachel Grote
Renee Hajdas
Gregory Hales
Rachel Hamrick
Ronnie Harper

Ronnie Harper
Benjamin Harrison
Haylee Harrison
Stephen Hathcock
Daniel Hayes
James Hayne
Crystal Helton
Sam Henrickson
Lauren Henry
Meredith Hensley
Juan Hernandez
Maria Hernandez
Kady Hill

Kady Hill Elyse Hiraoka James Hoke

Paige Hollingsworth
Paige Honeycutt
Michael House
William Howard
Naima Hunter
Kaleb Iocco

Campbell Irwin Nathaniel Jacobs Victoria Jansen Edwin Jimenez Ashley Johnston

Ryan Jones Tevin Jones Kerry Joyce John Kadechka

Rebecca Kalyuzhnyy

Zachary Kaspar
Harpreet Kaur
Timothy Kay
Timothy Kearns
Ellen Keeley
Joseph Kermes
Milan Khadka

Milan Khadka Jin Kyu Kim Kwangho Kim Thomas Klein Michael Klem

Antonio Kornegay Yevgeniy Kornikh Georganne Kubic Danielle Kurto Madison Kweon Bailey Lambert

Christopher Lambert

Tara Larach

Savannah Lassiter Hannah Lawson Mary Lennon Qing Qing Li Aaron Little Iames Loftus

Berenice Lopez-Garcia

Erica Love

Lauren Magnuson Eric Mahaney

Tamara Mamoulashvili

Kimerly Mann Kevin Marsh Kirsten Mauney Alexandria McCarrick

Haley McCurdy John McGarty Jackson McJunkin Nicole McKee

Mohannad Mehdawi

Dhwani Mehta
Marcos Melendez
Erica Merriman
Aubrey Middleton
Andrew Mihok
Dorothy Miller
Allison Mitchell
Paul Modzelewski
Bianca Morales

Gabriel Morales Gagnon

April Morris Shannon Morton Tennakone Mulgama

Sara Mylin
Karen Nicholas
Connor Noonan
Addysen O'Briant
Kelsey O'Brien
David O'Donnell
William Oden
Ji Seok Oh
Kevin Ohuoba
Mary Olson
Haley Pace

Alexander Pantelakos

Oliver Pappas Jonathan Perron Natalie Peterson John Piepmeyer Marta Pisarska Joshua Plafker Marissa Plants Morgan Potter Brittany Powell Justin Powell Hillary Preddy Laura Purdy Joe Purgason
Andra Radu
Mariah Ramann
Cyrus Rattler
Matthew Ray
Miranda Real
Joshua Reid
Shakila Reid
Tyler Reid
Brian Renegar
Christopher Rhoo

Christopher Rhodes Rachel Rhodes

Deonna Richardson

Kayla Ricks
Faith Roberts
Zachary Roddy
Jasmine Rodriguez
Evan Rodwell
Olivia Ross
Brian Roundtree
Kyle Salvaterra
Benjamin Sawyer

Cristy Scholler Adrian Scott Hannah Seipel Anne Settlemyre

Muhammad Atir Siddique

Richard Silas
Sarah Silver
Timothy Sivacek
Jordan Smith
Kelsey Smith
Megan Smith
ShaQuita Smith
Mamie Soule
Benjamin Starr

Kristyn Strum

Emma Strickland

Shanique Sumter Savannah Sutton Colin Taylor Ethan Tello Evan Tello Apryl Tessener Andrea Thomson Thomas Tillery

Jordan Towler Walter Trobaugh Jonathan Troutman

Melinda Tillman

Emily Tym
Petra Tyndall
Cody Underwood
Dominick Vaccaro
Matthew Vaden
Noble Vaughn
Melissa Villarreal
Jennifer Walter
Cameron Walton

Yuan Wang Joshua Waters Catina Watson Stephanie Webb Jason Wellington Kimberly Whitaker

Kendra White

William Whittington Garrett Wickline Ian Wickline Andrew Willey Kimberly Williams Ryan Williams Anthony Windley Raven Yount Yishan Zhao

Elizabeth Zurawel

The Committee recommended that the Board disapprove a request from Nicholas Mannon for an extension to the 18-month exam credit window.

**EXECUTIVE STAFF AND LEGAL COUNSEL REPORT:** The monthly operational metrics, Executive staff report, and strategic plan update were provided.

**ADJOURNMENT:** Messrs. Cook and Winstead moved to adjourn the meeting at 11:34 a.m. Motion passed.

Respectfully submitted:

Robert N. Brooks

Executive Director

Attested to by:

L. Samuel Williams, Jr., CPA

President

NORTH CAROLINA WAKE COUNTY

## BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS CASE #: C2018380

IN THE MATTER OF: Etim Jeremiah Udoh, #29680 Applicant

**BOARD ORDER** 

THIS CAUSE coming before the North Carolina State Board of Certified Public Accountant Examiners (the "Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, at public hearing ("Hearing"), with a quorum present, the Board finds, based on the evidence presented at the Hearing on January 28, 2019, that:

#### FINDINGS OF FACT

- 1. Etim Jeremiah Udoh ("Applicant") was the holder of a certificate as a Certified Public Accountant in North Carolina until that certificate was revoked on April 21, 2009.
- 2. Over five (5) years have elapsed since the Applicant's revocation, and he has requested a Modification of Discipline pursuant to 21 NCAC 08I .0104.
- 3. The disciplinary action which the Applicant seeks to modify was a Board Order permanently revoking his certificate ("Board Order"). The Applicant pled guilty to two (2) felony counts of obtaining property under false pretense and failed to report that to the Board. The effective date of the Board Order was April 21, 2009.
- 4. The Applicant applied for a modification of discipline in 2015, but was denied.
- 5. The Board has jurisdiction over the Applicant and the subject matter of this action.
- 6. The Applicant received at least fifteen (15) days written notice of the Hearing. The notice was achieved by serving a Notification of Public Hearing by personal service, certified mail, or other method of delivery authorized by N.C. Gen. Stat. § 150B-38(c).

## Board Order - 2 Etim Jeremiah Udoh

- 7. Venue is proper and the Hearing was properly held at 1101 Oberlin Road, Raleigh, North Carolina.
- 8. The Applicant did not object to any Board Member's participation in the Hearing of this matter.
- 9. The Applicant was present at the Hearing and was represented by counsel.

#### **CONCLUSIONS OF LAW**

- 1. The Hearing was duly noticed pursuant to N. C. Gen. Stat. § 150B-38 (b)(c) and NCAC 08C .0103 and conducted with a quorum of Board members and all necessary parties present.
- 2. Because the discipline in this case imposed by a Board Order was permanent revocation, pursuant to 21 NCAC 08I .0104, the burden of establishing a justification for modifying the earlier discipline is upon the Applicant.
- 3. The Applicant, during the Hearing, was able to demonstrate good cause for the relief sought, including evidence that he is rehabilitated with respect to the conduct that was the basis of the Board Order.

BASED ON THE FOREGOING, the Board orders in a vote of  $\frac{7}{}$  to  $\frac{0}{}$  that:

1. Etim Jeremiah Udoh's Application for Modification of Discipline is approved, and Etim Jeremiah Udoh may submit his application for reissuance upon the following condition: Prior to submission of his application for reissuance of his CPA certificate, he shall complete twenty-four (24) hours of CPE in income tax.

This the 28th day of January, 2019.



NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS

BY: Mullians (fr

## NORTH CAROLINA WAKE COUNTY

# BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS CASE #C2018385

IN THE MATTER OF: Jonathan Adam Bennett, #34204 Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of CPA Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and Respondent stipulate to the following:

- 1. Jonathan Adam Bennett (hereinafter "Respondent") was the holder of North Carolina certificate number 34204 as a Certified Public Accountant.
- 2. The Respondent informed the Board on his 2017-2018 individual certificate Renewal ("Renewal") that between January 1, 2016, and June 30, 2017, he had obtained the requisite forty (40) hours of continuing professional education ("CPE") to meet the 2016 CPE requirements.
- 3. Based on the Respondent's representation, the Board accepted his Renewal.
- 4. Board staff requested that the Respondent provide certificates of completion for the CPE reported to meet his 2016 and 2017 requirements.
- 5. The Respondent was unable to provide documentation for eight and one-half (8.5) hours of the 2016 CPE hours that he would need to meet the forty (40) hour requirement for his 2017-2018 annual renewal. Additionally, the Respondent failed to provide documentation to substantiate completion of the ethics course mandated to meet his 2016 CPE requirements that he claimed on his 2017-2018 annual renewal.
- 6. The Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board ex parte, whether or not the Board accepts this Consent Order as written. The Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

  NC BOARD OF

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BASED upon the foregoing, the Board makes the following Conclusions of Law:

- 1. The Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
- 2. The Respondent's actions as set out above constitute violations of 21 NCAC 08N .0202(a), .0202(b)(3), and .0202(b)(4).
- 3. Per N.C. Gen. Stat. § 93-12(9), 93-10(b) and also by virtue of the Respondent's consent to this order, the Respondent is subject to the discipline set forth below.

BASED on the foregoing and in lieu of further proceedings, the Board and the Respondent agree to the following Order:

- 1. The Respondent's failure to provide adequate documentation of CPE renders the Renewal insufficient and untimely. The Respondent's failure to adequately renew his certificate results in a forfeiture pursuant to N.C. Gen. Stat. § 93-12(15).
- 2. The Respondent must return his certificate to the Board within fifteen (15) days of his receipt of the Board's notification of its approval of this Consent Order.
- 3. The Respondent may apply for the reissuance of his certificate after one (1) year from the date the Board approves this Consent Order as long as the civil penalty required in number five (5) of this Order has been timely received by the Board.
- 4. The Respondent may apply to return his certificate to active status by submission and approval of a reissuance application which includes:
  - a. Application form,
  - b. Payment of the application fee,
  - c. Three (3) moral character affidavits, and
  - d. Forty-eight and one-half (48.5) hours of CPE in the twelve (12) months preceding the application including an eight (8) hour accountancy law course as offered by the North Carolina Association of CPAs.

- 5. The Respondent shall pay a one thousand dollar (\$1,000) civil penalty, to be remitted to the Board prior to submitting a reissuance application.
- 6. The Respondent agrees that failure to timely comply with any terms of this agreement and Consent Order shall be deemed sufficient grounds for revocation of his certificate.

CONSENTED TO THIS THE	17rl DAY OF December	<u> 2</u> 018
	(Day) (Month)	(Year)
	Respondent	

APPROVED BY THE BOARD THIS THE 29 DAY OF JANUARY, 2019. (Month) (Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS



BY: Mullians President

NORTH CAROLINA WAKE COUNTY

# BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS CASE #C2018388

IN THE MATTER OF: Linda Allen Skarzynski, #23853 Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of CPA Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and the Respondent stipulate to the following:

- 1. Linda Allen Skarzynski (hereinafter "Respondent") was the holder of North Carolina certificate number 23853 as a Certified Public Accountant.
- 2. The Respondent informed the Board on her 2017-2018 individual certificate Renewal ("Renewal") that between January 1, 2016, and June 30, 2017, she had obtained the requisite forty (40) hours of continuing professional education ("CPE") to meet the 2016 CPE requirements.
- 3. Based on the Respondent's representation, the Board accepted her Renewal.
- 4. Board staff requested that the Respondent provide certificates of completion for the CPE reported to meet her 2016 and 2017 requirements.
- 5. The Respondent was unable to provide documentation for eleven (11) hours of the 2016 CPE hours that she would need to meet the forty (40) hour requirement for her 2017-2018 annual renewal.
- 6. The Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board ex parte, whether or not the Board accepts this Consent Order as written. The Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

NC BOARD OF

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BASED upon the foregoing, the Board makes the following Conclusions of Law:

- 1. The Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
- 2. The Respondent's actions as set out above constitute violations of 21 NCAC 08N .0202(a), .0202(b)(3), and .0202(b)(4).
- 3. Per N.C. Gen. Stat. § 93-12(9), 93-10(b) and also by virtue of the Respondent's consent to this order, the Respondent is subject to the discipline set forth below.

BASED on the foregoing and in lieu of further proceedings, the Board and the Respondent agree to the following Order:

- 1. The Respondent's failure to provide adequate documentation of CPE renders the Renewal insufficient and untimely. The Respondent's failure to adequately renew her certificate results in an automatic forfeiture pursuant to N.C. Gen. Stat. § 93-12(15).
- 2. The Respondent must return her certificate to the Board within fifteen (15) days of her receipt of the Board's notification of its approval of this Consent Order.
- 3. The Respondent may apply for the reissuance of her certificate after one (1) year from the date the Board approves this Consent Order as long as the civil penalty required in number five (5) of this Order has been timely received by the Board.
- 4. The Respondent may apply to return her certificate to active status by submission and approval of a reissuance application which includes:
  - a. Application form,
  - b. Payment of the application fee,
  - c. Three (3) moral character affidavits, and
  - d. Fifty-one (51) hours of CPE in the twelve (12) months preceding the application including an eight (8) hour accountancy law course as offered by the North Carolina Association of CPAs.

    NC BOARD OF

- The Respondent shall pay a one thousand dollar (\$1,000) civil penalty, to be 5. remitted to the Board prior to submitting a reissuance application.
- The Respondent agrees that failure to timely comply with any terms of this 6. agreement and Consent Order shall be deemed sufficient grounds for revocation of her certificate.

CONSENTED TO THIS THE

DAY OF

(Year)

APPROVED BY THE BOARD THIS THE 28 DAY OF \_

(Day)

(Month)

NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS



BY:

Presiden